

United States District Court

SOUTHERN

DISTRICT OF

FLORIDA

UNITED STATES OF AMERICA

v.

CRIMINAL COMPLAINT

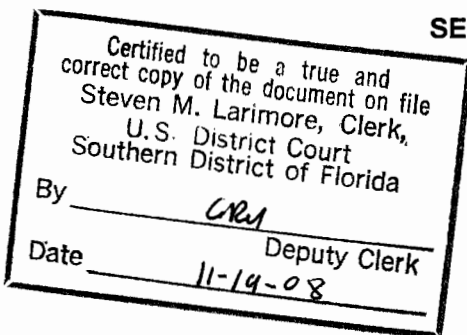
ROBERTO CARAGOL


CASE NUMBER: 08-3499-EGT

I, the undersigned complainant, being duly sworn state the following is true and correct to the best of my knowledge and belief. From in or around August 2004 and continuing through in or around April 2008, in Broward County, in the Southern District of Florida, and elsewhere, the defendant did knowingly possess matter, that is, a computer file, which contained any visual depiction that had been shipped and transported in interstate and foreign commerce by any means, including by computer, the production of such visual depiction having involved the use of a minor engaged in sexually explicit conduct, as defined in Title, 18, United States Code, Section 2256(2), and such visual depiction was of such conduct, in violation of Title 18, United States Code, Section 2252(a)(4)(B).

I further state that I am a Special Agent of the Federal Bureau of Investigation and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT



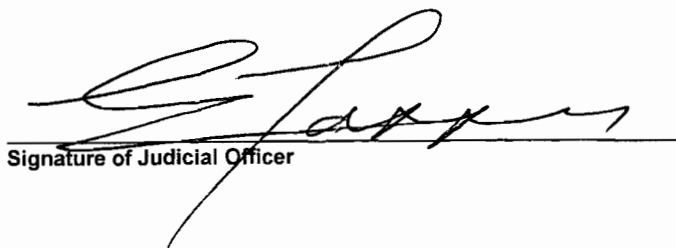

Alexis Carpinteri
Federal Bureau of Investigation

Sworn to before me, and subscribed in my presence,


Date

Miami, Florida
City and State

EDWIN G. TORRES
UNITED STATES MAGISTRATE JUDGE
Name and Title of Judicial Officer


Signature of Judicial Officer

AFFIDAVIT OF SPECIAL AGENT ALEXIS CARPINTERI

IN SUPPORT OF CRIMINAL COMPLAINT

Your affiant is Alexis Carpinteri, Special Agent (SA) with the Federal Bureau of Investigation (FBI), who, being duly sworn, deposes and states as follows:

1. I am an investigative or law enforcement officer of the United States within the meaning of Section 2510(7) of Title 18 United States Code. That is, I am an officer of the United States, who is empowered by law to conduct investigations of and make arrests for, offenses enumerated in Title 18, United States Code, Sections 2422, 2423, 2251 and 2252, et seq.
2. I am a Special Agent (SA) with the Federal Bureau of Investigation (FBI) having been so since January 1997. Currently, I am assigned to the investigation of cases involving crimes against children. These investigations have included the utilization of surveillance techniques, undercover activities, the interviewing of subjects and witnesses, and the planning and execution of search, arrest and seizure warrants. I am also a member of the Internet Crimes Against Children (ICAC) Task Force for the Southern District of Florida. The ICAC Task Force is composed of a group of federal, state, and local law enforcement entities and is aimed to combat child exploitation. The ICAC Task Force includes members from Broward Sheriff's Office (BSO), Immigration and Customs Enforcement (ICE), and the Federal Bureau of Investigation (FBI), among other law enforcement entities.
3. Together with the ICAC Task Force, I am conducting an investigation involving the sexual exploitation of children and related activities of the individual named herein. I have personally participated in the investigation of the offenses referred to herein, and because of my personal participation in this investigation and reports made to me by members of the participating law

enforcement agencies; I am familiar with the facts and circumstances of this investigation. I have participated in investigations involving pedophiles, preferential child molesters, and persons who collect and/or distribute child pornography, along with the importation and distribution of materials relating to the sexual exploitation of children. I have received training in the area of child pornography and child exploitation through the FBI. I have observed and reviewed examples of child pornography. I also have assisted in several child pornography and child exploitation investigations, which have involved reviewing examples in all forms of media including computer media, and have discussed and reviewed these materials with other law enforcement officers. As an FBI agent, I have reviewed hundreds of images and videos of child pornography.

4. Although I am familiar with the full breadth of the facts and circumstances of this investigation, I have not included in the affidavit each and every fact known to me about the matters set forth herein, but only those facts and circumstances that I believe are sufficient to establish probable cause for this Court to sign an arrest warrant.
5. This affidavit is made in support of securing an arrest warrant and criminal complaint for **ROBERTO M. CARAGOL** (hereinafter referred to as **CARAGOL**). Based on information provided and my experience, I believe probable cause exists that **CARAGOL** used a computer in his residence to violate Title 18 USC 2252(a)(4)(B), which makes it unlawful to knowingly possess matter that contains child pornography.

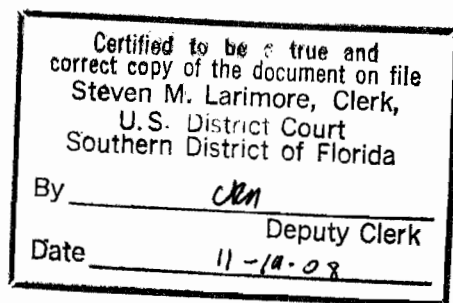
SUMMARY OF INVESTIGATION

6. A Cybertip was received from America Online (AOL) that an individual using the email address of CAMPOS123@aol.com had forwarded an email to multiple recipients that contained three (3) images that appeared to be child pornography.
7. In August of 2008, this Cybertip was directed to the Broward Sheriff's Office (BSO), Law Enforcement Against Child Harm (LEACH), which is also a part of the ICAC Task Force. A BSO Detective and ICE Senior Special Agent received the information.
8. Subscriber information revealed that the subscriber to the email address of CAMPOS123 was **ROBERTO CARAGOL** at a particular residence in Plantation, Florida. Investigators subsequently discovered that **ROBERTO CARAGOL** is an assistant swim coach at Pine Crest School in Broward, County.
9. On October 17, 2008, the BSO Detective and the ICE Senior Special Agent interviewed **CARAGOL** at his residence. **CARAGOL** stated that CAMPOS123@aol.com was his email address but denied receiving, distributing, or possessing child pornography at that time. Although he did not make any admissions regarding the information contained in the Cybertip, **CARAGOL** did voluntarily provide his laptop computer to the law enforcement officers and consented to a search of the computer.
10. A forensic examination was conducted by the ICE Senior Special Agent who discovered approximately 40 thumbnails (condensed size versions of original files) containing images of young boys under the age of 18 who were engaged in sexual activity and some of nude young boys. Some of the images were saved in the "Documents and Settings\Robert\My Documents\My Pictures\Thumbs.db" file.


11. On November 18, 2008, **CARAGOL** was interviewed at the BSO Substation by an FBI Special Agent. During the voluntary interview, **CARAGOL** admitted that, in Broward County from 2003 until 2008, he had sent, received, or possessed at least a couple of hundred images of young boys, some of whom were engaging in sexual activity, using his computer. He was shown some of the images that had been recovered from the forensic examination of his computer and admitted that he recalled viewing those images on his computer. He also stated that he may have additional stored media containing images of child pornography at his residence. **CARAGOL** told the FBI Special Agent that he had thrown away images after he was interviewed on October 17, 2008.

12. **CARAGOL** also admitted that he had engaged in sexual activity with children under the age of 18 dating back to 2001. However, he stated that he was not presently engaging in sexual activity with any minors.

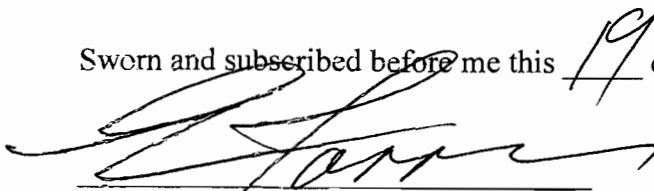
Based on the information presented in this affidavit, I have concluded that there is probable cause that **ROBERTO CARAGOL** violated Title 18, United States Code 2252(a)(4)(B) regarding the possession of matter containing child pornography.



Further affiant sayeth naught.


Alexis Carpinteri
Special Agent
Federal Bureau of Investigation

Sworn and subscribed before me this 19 day of November, 2008.


Honorable Edwin G. Torres
United States Magistrate Judge